OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(2)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 7, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution authorizing the Mayor to submit to and obtain approval from the United States Department of Housing and Urban Development to designate Martin Fine Villas as an elderly family public housing development

Resolution No. R-374-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Bruno A. Barreiro.

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 7, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(2)

Please note any items checked.

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Mayor's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(2)
4-7-09

RESOLUTION NO. **R-374-09**

RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO SUBMIT TO AND OBTAIN APPROVAL FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OF A DESIGNATED HOUSING PLAN TO DESIGNATE THE MARTIN FINE VILLAS AS AN ELDERLY FAMILY PUBLIC HOUSING DEVELOPMENT

WHEREAS, Miami-Dade County ("County") owns and operates a 50-unit public housing development known as Martin Fine Villas ("Martin Fine"); and

WHEREAS, there are presently thirty-seven (37) elderly residents and eleven (11) non-elderly disabled residents who occupy forty-eight (48) units located within Martin Fine; and

WHEREAS, the Martin Fine Resident Council has requested that the County seek approval from the United States Department of Housing and Urban Development ("HUD") to have Martin Fine designated as a public housing development for elderly families, which include elderly persons, two or more elderly persons living together, an elderly person living with a person or persons determined to be essential to the care or well-being of the elderly person, and elderly persons with disabilities; and

WHEREAS, in order to designate a housing project for occupancy by elderly families, the federal regulations codified at 24 C.F.R. part 945 require the County to have a HUD-approved allocation plan; and

WHEREAS, the federal laws, regulations and HUD notices require that prior to the submission of a plan to designate a public housing development as elderly family, the County

must take certain steps, including but not limited to consulting with the residents and representatives of advocacy groups for the elderly; and

WHEREAS, this Board desires to submit to and obtain approval from HUD of a Designated Housing Plan designated Martin Fine as a public housing development for elderly families,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes the Mayor or Mayor's designee to submit and obtain approval from the United States Department of Housing and Urban Development of a Designated Housing Plan to designate Martin Fines Villas as a public housing development for elderly families after taking all necessary steps to comply with all applicable laws, regulations and notices, including but not limited to consulting with the Martin Fine residents and representatives of advocacy groups for the elderly to determine if said elderly designation would be in the residents and the County's best interest.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro. It was offered by Commissioner **Joe A. Martinez**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman **aye**
Jose "Pepe" Diaz, Vice-Chairman **aye**

Bruno A. Barreiro	**absent**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Barbara J. Jordan	**aye**	Joe A. Martinez	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of April, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Terrence A. Smith